

9-19-02

Attorney Docket No. 59501-8028.US01

#RCE
3600

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE APPLICATION OF:

Shockey et al.

APPLICATION NO.: 09/544,357

FILED: April 6, 2000

FOR: PENETRATION-AND-FIRE RESISTANT FABRIC
MATERIALS AND STRUCTURES

EXAMINER: S. JOHNSON

ART UNIT: 3641

CONFIRMATION NO: 8056

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Req for
RCE
Coyer
9-23-02

Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application, filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Box: RCE
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Note: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

- a. Previously submitted
- Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed
(Any unentered amendment(s) referred to above will be entered.)
- Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- Other

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- b. Enclosed
 Amendment/Reply
 Affidavit(s)/Declaration(s)
 Information Disclosure Statement (IDS)
 Other: Associate Power of Attorney

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months.
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)

- b. Other

3. Fees *The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when RCE is filed.*

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-2207.
- b. A check in the amount of \$ _____ is enclosed to cover the following fees.
 RCE fee required under 37 C.F.R. §1.17(e) \$370
 Extension of time fee (37 C.F.R. §1.136 and §1.17)
 Other
- c. The Director is hereby authorized to charge any underpayment in fees (or credit any overpayments) to Deposit Account No. 50-2207.

Respectfully submitted,
 Perkins Coie LLP

Date: 18 Sep 2002

Michael C. Martensen
 Michael C. Martensen
 Registration No. 46,901

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S. Johnson
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Amendment Under 37 C.F.R. § 1.116

Box AF
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The present communication responds to the Office action dated 19 June 2002 in the above-identified application. Please amend the application as follows. The attached Appendix presents a marked-up version of the changes made to the specification and claims by the current amendment.

In the Claims:

Following is a complete listing of the claims pending in the application, as amended:

1. (TWICE AMENDED) A ballistic barrier preventing penetration by a foreign body in combination with an outer shell of an aircraft, the outer shell defining the interior of the aircraft, the ballistic barrier in combination with the outer shell comprising:

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at least one layer of fabric disposed in the interior of the aircraft, wherein the at least one layer of fabric is capable of absorbing kinetic energy of the foreign body, the at least one layer of fabric being substantially positioned